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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL To Commissioner For Patents Please enter the following submission and withdraw the finality of the proceeding office action or withdraw any pending appeal and reopen prosecution before the Examiner.	Application Number	09/939,271	APR 08 2005
	Filing Date	August 24, 2001	
	First Named Inventor	LAFAGE	
	Group Art Unit	2621	
	Examiner Name	Patrick L. Edwards	
	Attorney Docket Number	FR000078	

This is an RCE under 37 C.F.R. § 1.114 of the above-identified application (which is made prior to: payment of issue fee; abandonment; notice of appeal to the CAFC; or commencement of civil action under 35 U.S.C. 145 or 146.)

1. **Submission required under 37 C.F.R. § 1.114**a. ☒ Previously submittedi. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 8, 2005
(Any unentered amendment(s) referred to above will be entered).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____iii. ☐ Other _____b. ☐ Enclosedi. ☐ Amendment/Replyii. ☐ Affidavit(s)/Declaration(s)iii. ☐ Information Disclosure Statement (IDS)iv. ☐ Other _____ (may not be a brief)2. **Miscellaneous**a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (May not exceed 3 months; Fee required per 37 C.F.R. § 1.117(f))b. ☐ Other _____3. **Fees**a. ☒ The Commissioner For Patents is hereby authorized to charge all required fees except the issue fee or credit any overpayments, to Deposit Account No. 14-1270**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print Type)	Russell Gross	Registration No. (Attorney/Agent)	40,007
Signature	<i>Russell Gross</i>	Date	4/8/05

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents,
 Box RCE, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office toll: 703-872-9306, on the date below:

Name (Print Type)	Elissa DeLuccy	Date	09/939,271 4/8/05
Signature	<i>Elissa DeLuccy</i>		

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PAGE 1/1 * RCVD AT 4/8/2005 2:20:19 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/5 * DNS:9729306 * CSD:914 332 8615 * DURATION (min-ss):00-48

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